

1 Preparation of findings to reverse approval of the mitigated negative declaration for 606-624
2 Divisadero Street/1278 Hayes Street.]

3 **Motion directing the Clerk of the Board to prepare findings reversing the Planning**
4 **Department's approval of the mitigated negative declaration for 606-624 Divisadero**
5 **Street/1278 Hayes Street.**

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7 WHEREAS, On October 16, 2004, the Environmental Review Officer of the Planning
8 Department issued a preliminary mitigated negative declaration for 606-624 Divisadero
9 Street/1278 Hayes Street in accordance with the California Environmental Quality Act
10 ("CEQA"), the CEQA Guidelines and San Francisco Administrative Code Chapter 31; and

11 WHEREAS, On November 29, 2004, having received no appeal of the preliminary
12 mitigated negative declaration, the Environmental Review Officer of the Planning Department
13 issued a final mitigated negative declaration for 606-624 Divisadero Street/1278 Hayes Street
14 ("mitigated negative declaration") in accordance with Administrative Code Section 31.11(h). A
15 copy of said document is on file with the Clerk of the Board of Supervisors in File No 050287
16 and is incorporated by reference herein; and

17 WHEREAS, On February 16, 2004, the Clerk of the Board received an appeal of the
18 mitigated negative declaration from Arthur D. Levy on behalf of the Central City Progressives
19 ("Appellant"); and

20 WHEREAS, The Board of Supervisor's held a duly noticed public hearing on March 15,
21 2005, to consider the mitigated negative declaration appeal filed by Appellant. Following the
22 conclusion of the public hearing the Board reversed the Planning Department's approval of
23 the mitigated negative declaration for 606-624 Divisadero Street/1278 Hayes Street based on
24 the written record before the Board as well as all of the testimony at the public hearing in
25 support of and opposed to the appeal. Said Motion and written record is in the Clerk of the

1 Board of Supervisors File No. 050401 and is incorporated herein as though set forth in its
2 entirety; and

3 WHEREAS, In regard to said decision, this Board made certain findings specifying the
4 basis for its decision; now therefore, be it

5 MOVED, That this Board directs the Clerk of the Board to prepare the findings
6 specifying the basis for its reversal of the Planning Department's approval of the mitigated
7 negative declaration for 606-624 Divisadero Street/1278 Hayes Street.

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